

STATE OF TEXAS §  
COUNTIES OF ARANSAS §  
SAN PATRICIO AND NUECES §  
CITY OF ARANSAS PASS §

On this the 4th day of May, 2015 the City Council of the City of Aransas Pass convened in a Regular Meeting being open to the Public at the regular meeting place thereof in the City Hall and notice of said meeting giving the time, place, date and subject hereof having been posted and prescribed by Chapter 551 of the Texas Government Code with the following attendance to wit constituting a quorum.

PRESENT: Vickie Abrego Mayor Pro Tem  
Ramiro Gomez Council Member  
Phillip Hyatt Council Member

ABSENT: Adan Chapa Mayor  
Billy Ellis Council Member

ADMINISTRATIVE  
PERSONNEL PRESENT: Allen Lawrence City Attorney  
Sylvia Carrillo City Manager  
Yvonne Stonebraker City Secretary

ADMINISTRATIVE  
PERSONNEL ABSENT:

STAFF PRESENT: Donna Cox Finance Director  
Lynn Pearce Emergency Management Coordinator  
Fernando Quintanilla Public Works Director  
Robert Brake Code Compliance Officer  
Eric Blanchard Police Chief

OTHERS PRESENT: Ricky & Priscilla White, Randall Freeze, Donald & Jeanie Brummett, Joe Dominguez, Steven Warren, Eric Villarreal, Carol Salinas, Doug Reed, Liz Bralley, Virginia Bufkin, Carrie Scruggs, Hope Comingore and A.A. Stephens.

There may have been others present who did not sign in.

1. CALL MEETING TO ORDER.

Mayor Pro Tem Abrego opened the meeting at 7:00 P.M.

2. INVOCATION AND PLEDGE OF ALLEGIANCE TO THE UNITED STATES FLAG.

Mayor Pro Tem Abrego led the Invocation and the Pledge of Allegiance to the United States Flag.

3. CONSENT AGENDA – “ALL OF THE FOLLOWING ITEMS ON THE CONSENT AGENDA ARE CONSIDERED TO BE ROUTINE BY THE CITY COUNCIL AND WILL BE ENACTED WITH ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A COUNCILMEMBER SO REQUESTS. IF DISCUSSION IS DESIRED, THAT ITEM WILL BE REMOVED FROM THE CONSENT AGENDA AND WILL BE CONSIDERED SEPARATELY”.

- A. ORDINANCE NO. 2015-4110 -AN ORDINANCE AMENDING SECTION 10-415 AND 10-418 OF ORDINANCE 1308 ZONING ORDINANCE OF THE CITY OF ARANSAS PASS, TEXAS; AND, PROVIDING FOR AN EFFECTIVE DATE.
- B. ORDINANCE NO. 2015-4111 - AN ORDINANCE REPEALING CHAPTER 4 “ANIMALS AND FOWL” OF THE CODE OF ORDINANCES AND ADOPTING A NEW CHAPTER 4 “ANIMALS AND FOWL” OF THE CODE OF ORDINANCES; PROVIDING A REPEALER CLAUSE; AND, PROVIDING FOR AN EFFECTIVE DATE.
- C. RESOLUTION 2014-755 - A RESOLUTION REGARDING A FINANCING AGREEMENT BETWEEN THE CITY OF ARANSAS PASS AND GOVERNMENT CAPITAL CORPORATION FOR THE PURPOSE OF PROCURING AN “ASPHALT PAVER AND RELATED ITEMS.”

Motion Made By: Council Member Hyatt  
Seconded By: Council Member Gomez  
Votes: Aye Hyatt, Gomez, Abrego

Discussion: Council Member Hyatt made a motion to approve the consent agenda. Council Member Gomez seconded the motion and the motion carried unanimously.

4. CITIZENS' COMMENTS.

Name: Carol Salinas  
Address: 11<sup>th</sup> Street, Aransas Pass  
Concern: Ms. Salinas noticed flags are at half-staff and wanted to thank the city for honoring a great chief, City of Corpus Christi's fallen Police Chief Floyd Simpson who lost his life in a motorcycle accident in Port Aransas on May 3, 2015.

Name: Liz Bralley

Address:

Concern: Friday February 8, 2015 is Relay for Life and would like the community to come out and show their support. Ms. Bralley stated she had asked the community center (Aransas Pass Civic Center) to borrow the stage for Relay for Life and was given 3 excuses on the same day: liability issue, too big and bulky, and was being used that day. Relay for Life had to pay \$250.00 for a stage. Ms. Bralley stated she attended the council meeting when the agenda item was passed for food trucks. She stated during that meeting snow cones would not be able to be sold from the food trucks because she owned a snow cone shop at the corner of Commercial and Johnson. City Manager Carrillo stated it was never stated snow cones could not be sold from Mobile Food Vendors. She stated the City of Aransas Pass advertised for Request for Proposals for Mobile Food Vendors and both RFP's sold snow cones.

**5. PROCLAMATION NATIONAL HOSPITAL WEEK FOR MAY 10-16, 2015.**

Discussion: City Manager Carrillo read the Proclamation for National Hospital Week for May 10-16, 2015.

**6. CONSIDER AND ACT ON CITY MANAGER ITEMS:**

**A. ADDING SECTION 10-2, MOBILE FOOD ESTABLISHMENTS, TO CHAPTER 10, ARTICLE II, FOOD ESTABLISHMENTS.**

**Tabled:** Hyatt and Gomez

**B. DIRECTING STAFF FOR COMPLETION OF IMPROVEMENTS TO COMMUNITY PARK.**

Discussion: City Manager Carrillo went over the City Survey as of today. The survey will be closed within in the next few days. No action was taken.

**C. AWARDING BID FOR CONSTRUCTION OF FM 2725 TO BRIDGES SPECIALTIES OF ROBSTOWN, TEXAS FOR THE AMOUNT NOT TO EXCEED \$880,000.**

Motion Made By: Council Member Hyatt

Seconded By: Council Member Gomez

Votes: Aye Hyatt, Gomez, Abrego

Discussion: City Manager Carrillo stated the above referenced was for a 12" waterline project. She stated Bunco, LLC was the lowest bidder for the FM 2725 project but would like to pass on them because of issues of them not paying their subcontractors. She stated she would like to go with Bridges Specialties of Robstown, Texas. She stated the city had budgeted \$1.4 - \$1.5 million dollars and the bid came in well under budget and could meet the school sidewalk grant.

Council Member Hyatt made a motion to approve awarding the FM 2725 construction bid to Bridges Specialties of Robstown, Texas for the amount not to exceed \$880,000. Council Member Gomez seconded the motion and the motion carried unanimously.

**7. CONSIDER AND ACT ON MEMORIAL COMMISSION ITEM:**

**A. REQUEST OF MS. CARRIE SCRUGGS TO ADD HER HUSBAND'S NAME (MONTY JOE SCRUGGS) TO THE MEMORIAL COMMISSION PLAQUE. MR. SCRUGGS LOST HIS LIFE IN A BOATING ACCIDENT ON APRIL 13, 2014.**

Motion Made By: Council Member Hyatt

Seconded By: Council Member Gomez

Votes: Aye Hyatt, Gomez, Abrego

Discussion: Council Member Hyatt made a motion to approve the request of Ms. Carrie Scruggs to add her husband's name (Monty Joe Scruggs) to the Memorial Commission Plaque. Council Member Gomez seconded the motion and the motion carried unanimously.

**8. CONSIDER AND ACT ON EMERGENCY MANAGEMENT ITEMS:**

**A. APPROVING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE CITY OF ARANSAS PASS AND JJ FOX CONSTRUCTION INC.**

Motion Made By: Council Member Hyatt

Seconded By: Council Member Gomez

Votes: Aye Hyatt, Gomez, Abrego

Discussion: City Manager Carrillo stated the above referenced item took care of the installation and removal of the city's sea gates.

Council Member Hyatt made a motion to approve entering into a Memorandum of Understanding (MOU) between the City of Aransas Pass and J.J. Fox Construction. Council Member Gomez seconded the motion and the motion carried unanimously.

**B. APPROVING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE CITY OF ARANSAS PASS AND SHAWN MILLER.**

Motion Made By: Council Member Hyatt

Seconded By: Council Member Gomez

Votes: Aye Hyatt, Gomez, Abrego

Discussion: City Manager Carrillo stated the above referenced item took care of the protection of all city buildings by boarding up windows and doors.

Council Member Hyatt made a motion to approve entering into a Memorandum of Understanding (MOU) between the City of Aransas Pass and Shawn Miller. Council Member Gomez seconded the motion and the motion carried unanimously.

**C. APPROVING THE MAYOR TO ENTER INTO A MEMORANDUM OF UNDERSTANDING (MOU) BETWEEN THE CITY OF ARANSAS PASS AND THE US DEPARTMENT OF HOMELAND SECURITY, FEDERAL EMERGENCY MANAGEMENT AGENCY INTEGRATED PUBLIC ALERT AND WARNING SYSTEM (IPAWS) PROGRAM MANAGEMENT OFFICE.**

Motion Made By: Council Member Hyatt

Seconded By: Council Member Gomez

Votes: Aye Hyatt, Gomez, Abrego

Discussion: City Manager Carrillo stated the above referenced MOU took care pushing out emergency alerts to cellular devices in and immediately around the City of Aransas Pass.

Council Member Hyatt made a motion to approve entering into a Memorandum of Understanding (MOU) between the City of Aransas Pass and the US Department of Homeland Security, Federal Emergency Management Agency Integrated Public Alert and Warning Systems (IPAWS) Program Management Office. Council Member Gomez seconded the motion and the motion carried unanimously.

**9. CONSIDER AND ACT ON POLICE DEPARTMENT ITEMS:**

**A. APPROVING THE POLICE CHIEF TO ENTER INTO AN MOU BETWEEN THE ARANSAS PASS POLICE DEPARTMENT AND THE CHILDREN'S' ADVOCACY CENTER OF THE COASTAL BEND (CAC).**

Motion Made By: Council Member Hyatt

Seconded By: Council Member Gomez

Votes: Aye Hyatt, Gomez, Abrego

Discussion: Police Chief Eric Blanchard stated recently, the Texas Department of Family and Protective Service has offered a grant to CAC's across Texas. He stated the Coastal Bend CAC is a prospective recipient of the grant but needs cooperative MOU's in place before they can continue forward. He stated the funding will provide for an onsite liaison at the Coastal Bend CAC office in Corpus Christi, Texas. Police Chief Blanchard stated the liaison will be charged with the responsibility of ensuring that no reported child abuse case ever gets left behind. He stated though we do not have any issues currently in Aransas Pass, there are other service areas within the Coastal Bend CAC's jurisdiction that do. He stated the grant project is intended to assist those agencies with current issues and provided added reassurance for jurisdictions like Aransas Pass.

Council Member Hyatt made a motion to approve entering into an MOU between the City of Aransas Pass and the Children's Advocacy Center of the Coastal Bend (CAC). Council Member Gomez seconded the motion and the motion carried unanimously.

**B. APPROVING STEFFANY BOYD, ANIMAL CONTROL OFFICER, AS THE LOCAL RABIES CONTROL AUTHORITY (LRCA) IN ACCORDANCE WITH SEC. 826.017 OF THE TEXAS HEALTH AND SAFETY CODE.**

Motion Made By: Council Member Hyatt

Seconded By: Council Member Gomez

Votes: Aye Hyatt, Gomez, Abrego

Discussion: Police Chief Blanchard stated Texas law requires that both the county commissioners and city governing body appoint a person as the Local Rabies Control Authority (LRCA). The LRCA's responsibilities include investigating all animal bite cases within his/her jurisdiction and control the spread of rabies.

Council Member Hyatt made a motion to approve Steffany Boyd, Animal Control Officer, as the Local Rabies Control Authority (LCRA) in accordance with Sec. 826.017 of the Texas Health and Safety Code. Council Member Gomez seconded the motion and the motion carried unanimously.

**10. CITY MANAGER UPDATES.**

Discussion: City Manager Carrillo stated the City of Aransas Pass monitors their social media. She stated in March 2015, after one of the city's flood events, the city had to post a mandatory Texas Commission on Environmental Quality (TCEQ) report. She stated a water boil notice ended up on the city's social media and wanted council to know that there was never a water boil issue with the City of Aransas Pass. She stated Friday, May 1, some residents experienced low water pressure. She stated a water line had been hit by a Verizon contractor. She stated San Patricio Municipal Water District will put out a TCEQ notice for the water line but wanted to let everyone know there will not be a water boil notice. She stated the Aquatic Center Grand Opening was Saturday, May 2, 2015. Unfortunately, Kaeleen Jenkins, Pool Manager, walked off the job the same day. She stated everything at the pool was under control. She stated Fox News San Antonio came down and reported on our pool during a feature called "Road Trippin'". She stated the segment will be shown in the San Antonio and Austin Market. She stated another phase of Harbor Development has been completed and was within 30 – 45 days of having a shovel in the ground.

**11. RECESS OPEN MEETING AND RETIRE TO EXECUTIVE SESSION PURSUANT TO CHAPTER 551 OF TEXAS GOVERNMENT CODE.**

- A. SECTION 551.074 – DELIBERATIONS REGARDING PERSONNEL – PERFORMANCE REVIEW - CITY MANAGER SYLVIA CARRILLO.
- B. SECTION 551.071 – CONSULTATION WITH CITY ATTORNEY – CONN BROWN HARBOR
- C. SECTION 551.072 – DELIBERATIONS REGARDING REAL PROPERTY – CONN BROWN HARBOR DEVELOPMENT

12. RECONVENE IN OPEN MEETING AND CONSIDER AND ACT ON FINDINGS OF EXECUTIVE SESSION.

- A. SECTION 551.074 – DELIBERATIONS REGARDING PERSONNEL – PERFORMANCE REVIEW - CITY MANAGER SYLVIA CARRILLO.
- B. SECTION 551.071 – CONSULTATION WITH CITY ATTORNEY – CONN BROWN HARBOR
- C. SECTION 551.072 – DELIBERATIONS REGARDING REAL PROPERTY – CONN BROWN HARBOR DEVELOPMENT

Discussion: The concensus of City Council was to move the executive session items to the May 18, 2015 regular meeting for a full present council.

13. ADJOURNMENT OF MEETING.

Motion Made By: Council Member Hyatt  
Seconded By: Council Member Gomez  
Votes: Aye Hyatt, Gomez, Abrego

Mayor Pro Tem Abrego adjourned the Council Meeting at 7:45 PM.

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Vickie Abrego, Mayor Pro Tem

Attest:

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Yvonne Stonebraker, City Secretary











